

REMARKS

Re-examination and allowance of the present application is respectfully requested.

Initially, Applicants thank the Examiner for acknowledging the claim for foreign priority and for indicating that all of the certified copies of the priority documents have been received. Applicants also thank the Examiner for confirming the acceptability of the filed drawings, and for considering the documents listed in the Information Disclosure Statement filed with the U.S. Patent and Trademark Office on August 10, 2006.

Claims 1 and 3 stand rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 6,517,213 to FUJITA et al. Applicants respectfully traverse this ground of rejection, submitting that FUJITA et al. fails to disclose each and every feature recited in independent claim 1 and dependent claim 3, which is required in order to set forth an anticipation rejection.

In rejecting independent claim 1, the Examiner equates frame 13 of FUJITA et al. with Applicants' claimed emission control member. Applicants submit that this assertion is erroneous. The emission control member of Applicants' invention, as defined in claim 1, prevents an emission of light coming from an area of the wavelength converting member that corresponds to the edge area around the recess. FUJITA et al. fails to disclose or even suggest at least this feature. That is, FUJITA et al. does not disclose an emission control member that prevents the emission of light that comes from an area of the wavelength converting member corresponding to an edge area around the recess.

In view of the above, Applicants submit that FUJITA et al. fails to disclose each and every feature of Applicants' invention, as defined by independent claim 1. Accordingly, Applicants respectfully request withdrawal of the 35 U.S.C. §102 rejection of independent claim 1 and dependent claim 3.

Claims 1, 2, 5, 7-10, 15 and 16 stand rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 6,504,301 to LOWERY. In setting forth this rejection, the Examiner asserts that lens 54 of LOWERY corresponds to Applicants' claimed emission control member. Applicants respectfully submit that this assertion is also erroneous. Specifically, Applicants submit that the lens 54 of LOWERY fails to prevent the emission of light that comes from an area of a wavelength converting member that corresponds to an edge area around a recess, as specified in independent claim 1. Thus, Applicants submit that LOWERY fails to disclose each and every feature of Applicants' invention, as defined by claim 1. Further, claims 2, 5, 7-10, 15 and 16 depend from claim 1, and thus, are also submitted to be allowable for at least the same reason discussed with respect to claim 1, and additionally, for the recitations recited in the various dependent claims.

In view of the above, Applicants submit that claims 1, 2, 5, 7-10, 15 and 16 are allowable over the LOWERY, and respectfully request withdrawal of this ground of rejection, along with an indication of the patentability of these claims in the next official communication.

Dependent claims 4 and 5 stand rejected under 35 U.S.C. §103(a) as being obvious over FUJITA et al., while dependent claims 6 and 11-14 stand rejected under 35 U.S.C. §103(a) as being obvious over LOWERY. Applicants respectfully traverse both grounds of rejection.

As discussed above, neither FUJITA et al. nor LOWERY disclose (or even suggest) and emission control member that prevents an emission of light coming from an area of a wavelength converting member that corresponds to an edge area around a recess, as specified in independent claim 1. Accordingly, Applicants submit that these references also fail to disclose or suggest the present invention as defined by the various dependent claims. Accordingly, the Examiner is

respectfully requested to withdraw the 35 U.S.C. §103 rejections, and to indicate the allowability of dependent claims 4-6 and 11-14.

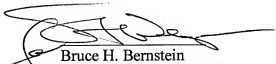
SUMMARY

Applicants have made a sincere effort to place the present application in condition for allowance and believe that they have done so. Applicants have amended the claims to enhance clarity and have distinguished the claimed invention from the applied art of record.

Any amendments to the claims which have been made in this amendment, and which have not been specifically noted to overcome a rejection based upon the prior art, should be considered to have been made for a purpose unrelated to patentability, and no estoppel should be deemed to attach thereto.

Should the Examiner have any questions or comments regarding this Response, or the present application, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully Submitted,
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